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Date: February 28, 2002

Docket No.: 1060-0144P

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a  continuation  divisional  
 continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/446,064 filed on February 17,  
2000, the entire contents of which are hereby incorporated by  
reference,  
by

Balázs SÜMEGI

for

PHARMACEUTICAL COMPOSITION HAVING ENHANCED ANTITUMOR ACTIVITY  
AND/OR REDUCED SIDE EFFECTS

1.  Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2.  The filing fee has been calculated as follows:

		LARGE ENTITY	SMALL ENTITY
	BASIC FEE	\$740.00	\$370.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE
<b>TOTAL CLAIMS</b>	10-20 =	0	x 18 = \$0.00
<b>INDEPENDENT CLAIMS</b>	2-3 =	0	x 84 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00
	<b>TOTAL</b>	<b>\$740.00</b>	<b>\$0.00</b>

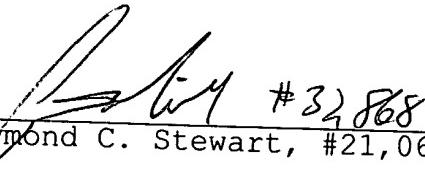
3.  A check in the amount of \$740.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4.  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a.  --This application is a  continuation  divisional  continuation-in-part of co-pending Application No. 09/446,064, filed on February 17, 2000, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. filed in on under 35 U.S.C. § 119.--
- b.  --This application is a  continuation  divisional  continuation-in-part of co-pending Application No. 09/446,064, filed on February 17, 2000 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/446,064 is the national phase of PCT International Application No. PCT/IB98/00961 filed on June 22, 1998 under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. P97 01081 filed in Hungary on June 23, 1997 under 35 U.S.C. § 119.--

6.  Enclosed is/are three (3) sheet(s) of formal drawings and/or photographs.
- 7a.  A statement claiming small entity status was filed in prior Application No. 09/446,064 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 7b.  The current application qualifies for small entity status.
8.  The prior application is assigned to N-Gene Research Laboratories, Inc.
9.  A Preliminary Amendment is enclosed.
- 10a.  Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.
- 10b.  Priority of International Appln. PCT/IB98/00961 filed on June 22, 1998 under the Patent Cooperation Treaty and \_\_\_\_\_ Application No. P97 01081 filed in Hungary on June 23, 1997 under 35 U.S.C. § 119 are hereby reclaimed.
11.  An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12.  Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
Telephone: (703) 205-8000  
**or**  
Customer No. 2292
13.  An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 09/446,064 in order to establish co-pendency with the present application.
14.  Also enclosed herewith is the following:
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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for Raymond C. Stewart, #21,066

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RCS/KLR/jms  
1060-0144P

Attachments

(Rev. 11/15/01)